IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 10TH AUGUST 2007 / 19TH SRAVANA 1929

Crl.Rev.Pet.No. 1185 of 2005()

CRA.584/02 OF SESSIONS COURT, KOZHIKODE
ST.1731/00 OF JFCM-I, KOZHIKODE

REVN. PETITIONER: APPELLANT/ACCUSED

V.P.MOIDEEN KOYA,
S/O. K.P.HASSAN, 9/999,
VELIYAPARAMBATH, BEHIND CANARA BANK,
CHEROOTTY ROAD, CALICUT-1.

BY ADV. SRI.R.BINDU (SASTHAMANGALAM)

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE

---

1. K.SURESH S/O. VELUKUTTY,
A-16, VRINDAVAN COLONY, CHEVAYOOR, CALICUT-17.

2. STATE OF KERALA REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.K.S.SIVAKUMAR

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 10/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Crl. R.P. No. 1185 OF 2005 C

Dated this the 10th day of August, 2007

O R D E R

The revision petitioner, who was the accused in S.T.No.1731/2000 on the file of the JFCM-I, Kozhikode for an offence punishable under section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the trial court for the said offence.

2. Pending this revision, the parties have settled the matter and have filed Crl.M.A.No.8605/2007 under section 147 of the Act for recording the composition entered into by them. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. The composition is recorded and it will have the effect of an acquittal within the meaning of section 320(8) Cr.P.C. Money, if any, paid by the revision petitioner pursuant to orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner.

This revision petition is disposed of as above.

(V. RAMKUMAR, JUDGE)

aks